Regd. No. M.—1175.

98

# The Mysore Gazette

## EXTRAORDINARY.

PUBLISHED BY AUTHORITY.

BANGALORE, MONDAY, JUNE 3, 1940.

## PART IV.

### Legislative Measures and Rules thereunder.

### NOTIFICATIONS.

*No.* 5953—*L. C., Bangalore, dated* 30*th May* 1940.

Under Rule 8 of the rules for the conduct of business of the Mysore Legislative Council, the accompanying Bill further to amend the Mysore Coffee Cess Act, 1925, is published for general information with the statement of objects and reasons.

By Order,

H. V. Narayana Rao,
*Secretary,*
*Mysore Legislative Council.*

## Bill further to amend the Mysore Coffee Cess Act, 1925.

Whereas it is necessary to provide for the continuance of the Mysore Coffee Cess Act, 1925, for a further period of ten years and to amend the said Act accordingly;

It is hereby enacted as follows:—

Short title.

(1) This Act may be called the Mysore Coffee Cess (amendment) Act, 194 .

Addition of new section 80-A to Act I of 1903.

(2) In sub-section (*c*) of section 1 of the Mysore Coffee Cess Act, 1925, for the words "one thousand nine hundred and forty" the words "one thousand nine hundred and fifty" shall be substituted.

## Statement of Objects and Reasons.

An Act to provide for the levy of cess on coffee lands in the Mysore State in order to maintain an Experimental Station or Stations for the investigation of diseases affecting coffee plant was first passed in 1925 (Act XIII of 1925). It came into force on 14th October 1925, and was to operate for five years. Subsequently, in 1930, the Act was amended so as to extend the period of operation for another ten years till 14th October 1940 (Act XIII of 1930). This period is to expire in a few months and it is considered desirable to continue the cess for another period as the experiments that are being conducted at the Coffee Experimental Station at Balehonnur have reached a fruitful stage. According to the provisions of the above Act, Government are contributing a sum not less than the amount of cess levied or leviable every year for the maintenance of the Station. This amount varies between Rs. 16,000 and Rs. 18,000 per year. It is proposed to extend the period of operation of the Act for a further period of ten years from 14th October 1940. Hence this Bill.

*No.* 5954—*L. C., Bangalore, dated* 30*th May* 1940.

Under Rule 8 of the rules for the conduct of business of the Mysore Legislative Council, the accompanying Bill further to amend the Mysore Registration Act, 1903, is published for general information with the statement of objects and reasons.

By Order,

H. V. NARAYANA RAO,

*Secretary,*

*Mysore Legislative Council.*

## Bill further to Amend the Mysore Registration Act, 1903.

WHEREAS it is expedient further to amend the Mysore Registration Act, 1903;

It is hereby enacted as follows :—

1. This Act may be called the Mysore Registration (amendment) Act, 194 . Short title.

2. After section 80 of the Mysore Registration Act, 1903, the following section shall be added as section 80-A, namely :— Amendment of section 1, Act XIII of 1925.

"80-A. Notwithstanding anything contained in this Act, no documents involving mutations shall be registered unless the proper mutation fees in accordance with the scale fixed by the Government under the Mysore Land Record of Rights Act, 1927, is paid at the time of presentation of such documents."

## Statement of Objects and Reasons of the Bill further to amend the Mysore Registration Act, 1903.

In response to the representations made at the Representative Assembly Meetings of June and October 1935, that in cases in which mutations are effected with reference to mortgages, sales, etc., the fees payable under the rules framed under the Record of Rights Act, 1927, may be ordered to be recovered from parties in the Sub-Registrar's Offices at the time of registration, it was ordered that the scheme of collecting mutation fees along with the registration fees be tried temporarily in one

taluk of each district. Accordingly the scheme was originally introduced into eight taluks that year and as it was found to work successfully, it was introduced into eight more taluks in each of the following years and has been in operation now in twenty-four taluks and two sub-taluks.

As the results were encouraging, the question of making the payment of these fees compulsory at the time of the registration of documents involving mutation is considered desirable and hence it is proposed to amend the Mysore Registration Act suitably to achieve the object.

---

*No.* 5956—*L. C., dated Bangalore, the* 30*th May* 1940.

Under Rule 8 of the rules for the conduct of business of the Mysore Legislative Council, the accompanying Bill further to amend the Mysore Arms Act, 1890, is published for general information with the statement of objects and reasons.

By Order,

H. V. NARAYANA RAO,
*Secretary,*
*Mysore Legislative Council.*

## Bill further to amend the Mysore Arms Act, 1890.

WHEREAS it is expedient further to amend the Mysore Arms Act, 1890;

It is hereby enacted as follows:—

Short title. (1) This Act may be called the Mysore Arms (amendment) Act, 194 .

Amendment of Section 11, Act VI of 1890. (2) In the second paragraph of section 11 of the Mysore Arms Act, 1890, for the words "three years," the words "one year" shall be substituted.

## Statement of Objects and Reasons of the Bill further to amend the Mysore Arms Act, 1890.

Under section 11 of the Mysore Arms Act, 1890, a person possessing arms, etc., the possession whereof has,

by virtue of the cancellation or expiry of a licence become unlawful, is required to deposit the sams with the officer in charge of the nearest police station. The arms have to be held in deposit for a period of three years after which they are forfeited to Government, unless redeemed by the owner in the meantime by the production of a licence.

It has been found in practice that most of the weapons so deposited are not redeemed and the large number of weapons that so accumulate require considerable trouble to keep them in good order. It is therefore proposed to reduce the period referred to in section 11, to one year. It is considered that this period is sufficient to enable the owner to apply for and obtain a licence for the weapon if it is of any use to him.

---

*No.* 6267—*L. C., dated Bangalore, the* 31*st May* 1940.

Under Standing Order No. 49 of the standing orders for the conduct of business of the Mysore Legislative Council, the following Report of the Select Committee on the Mysore Sales of Motor Spirit Taxation Bill is published for general information.

By Order,
H. V. NARAYANA RAO,
*Secretary,*
*Mysore Legislative Council.*

## MYSORE SALES OF MOTOR SPIRIT TAXATION BILL.

### Report of the Select Committee.

WE, the members of the Select Committee to which the Mysore Sales of Motor Spirit Taxation Bill was referred, have considered its several clauses and have the honor to submit the following report :—

*Clause 2* (*a*).—To facilitate the payment of tax in places where there might not be any Government Treasury, we recommend that the following words may be added at the end of this sub-clause :—

"and includes any office or branch of a bank notified as a Government Treasury for the purposes of this Act,"

*Clause 2 (d).*—As petrol is sold in certain parts of the State only in admixture with alcohol under the provisions of the Mysore Power Alcohol Act, 1939, we recommend that the definition may be made to include such petrol and that therefore the following words may be added at the end of this sub-clause :—

"and includes petrol mixed with alcohol in accordance with the provisions of the Mysore Power Alcohol Act, 1939 ;"

*Clause 3 (i).*—We consider that any alteration in the rate of tax should have the approval of the Legislative Council before coming into force and so recommend that the following proviso may be added at the end of the first, namely :—

"Provided further that no such notification shall come into force until approved by a resolution of the Legislative Council."

*Clause 14 (a).*—We recommend that the word "vessel" may be deleted from this sub-clause as unnecessary.

*Clause 15.*—For the sake of clarity, we recommend that for the word and figures, "section 14" occurring at the end of this clause, the words "the last preceding section" may be substituted.

*Clause 19 (c).*—We recommend that for the last word "authorities," the words "authority accordingly" may be substituted.

*Clause 20 (a).*—We consider it necessary that the tax on petrol should always be paid before any question of compounding an offence can arise under this clause, and accordingly recommend that the following words may be added between the words "payable" and "by him," namely :—

"under this Act, in addition to the tax payable"

*Clause 28.*—Since we consider that the Bill makes adequate provision for all contingencies and it is, therefore, unnecessary to provide for the removal of any difficulty in giving effect to its provisions, we recommend that this clause may be deleted.

As we have not made any material alterations in the Bill, we recommend that the Bill as amended by us need not be republished.

(Sd.) N. Madhava Rao
(*Chairman*).
„ S. Abdul Wajid.
„ A. V. Ramanathan.
„ C. E. Noronha.
„ A. N. Raghavachar.
„ Mahomed Abbas Khan.
„ C. Hayavadana Rao.
„ H. Lingappa.

Mr. M. C. Linge Gowda was not able to attend the Select Committee meeting.

The approval of Mr. B. R. Puttananjappa to the report will be notified on receipt.

Printed by the Superintendent at the Government Press, Bangalore